

JS-6

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

ELIZABETH HAVILAND, individually and
on behalf of all others similarly situated,

Plaintiff,

v.

THORNE HEALTHTECH, INC.,

Defendant.

Case No. CV 24-7760 FMO (JCx)

ORDER DISMISSING ACTION

The complaint in the above-captioned case contains individual and class allegations, but no answer has been filed and no substantial action has been taken in this matter. (See, generally, Dkt.). Now, the court is informed that the parties have settled plaintiff's individual claims. (See Dkt. 13, Notice of Settlement).

Having reviewed the case file and determined that no prejudice to the class will result from the dismissal, IT IS ORDERED that the above-captioned action is hereby **dismissed** without prejudice as to the class claims and with prejudice as to the individual claims. The dismissal shall be without costs and plaintiff shall retain the right, upon good cause shown within **30 days from the filing date of this Order**, to re-open the action if settlement is not consummated. The court retains full jurisdiction over this action and this Order shall not prejudice any party to this action. Failure to re-open or seek an extension of time to re-open the action by the deadline set forth above shall be deemed as consent by the parties to dismissal of the action without prejudice as

1 to the class claims. See Fed. R. Civ. P. 41(b); Link v. Wabash R.R. Co., 370 U.S. 626, 629-30,
2 82 S.Ct. 1386, 1388 (1962).

3 Dated this 18th day of November, 2024.

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5 /s/

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7 Fernando M. Olguin
8 United States District Judge
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